

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
DELTA DIVISION**

FREDERICK D. SMALL

PLAINTIFF

vs.

CIVIL ACTION NO.: 2:12CV36-D-S

DESOTO COUNTY, MS, et al.


DEFENDANTS

JUDGMENT

Upon consideration of the file and records in this action, including the Report and Recommendation of the United States Magistrate Judge dated May 15, 2012, the Court finds that the Magistrate Judge's Report and Recommendation should be approved and adopted as the opinion of the Court. It is, therefore **ORDERED**:

1. That the Report and Recommendation of the United States Magistrate Judge dated May 15, 2012, is hereby **APPROVED AND ADOPTED** as the opinion of the Court.
2. That the defendant, W.E. Davis is **DISMISSED** from this cause.
3. That the plaintiff's claims against the remaining defendants for denial of access to the courts will **PROCEED**.

THIS the 8th day of August, 2012.


SENIOR JUDGE